

GOVERNMENT OF TELANGANA
ABSTRACT

Public Services – Panchayat Raj & Rural Development Department – Allegations of corruption against Sri P. Yellamanda, former Dy. Executive Engineer, PRSD Suryapet, Nalgonda District – Trapped on 07.07.2005 – Placed the Accused Officer on his defence before the Tribunal for Disciplinary Proceedings (TDP) – Report submitted - Dismissed from service – Set aside by the Hon'ble High Court - Reinstated into service – Regularization of Suspension and Dismissal period as 'Not on duty' under F.R. 54 - Orders – issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 260.

Dated:02.12.2014
Read the following:-

1. Proceedings No.Vig.II (4)/42925/2005, dated 18.07.2005 of the ENC, PR, Hyderabad.
2. G.O.Rt.No.180, PR&RD (Vig.I) Dept., dt.07.02.2007.
3. Govt. Memo No.10777/Vig.I/2005-11, PR&RD (Vig.I) Dept., dt. 08.08.2007.
4. From the Chairman, TDP Enquiry Report dt.28.07.2010 in Case No.11/2008.
5. G.O.Ms.No.219, PR&RD (VIG.I) Dept., dt. 29.07.2011.
6. Orders dt. 13.07.2012 of Hon'ble A.P.A.T. in O.A.No.6509/2011 filed by Sri P.Yellamanda, Dy.EE, PR (dismissed from service)
7. Orders dt. 24.04.2013 of Hon'ble High Court of A.P. in W.P.No.36534/2012 filed by Sri P. Yellamanda, Dy.EE, PR (dismissed from service)
8. G.O.Rt.No. 1284, PR&RD (Vig.I) Dept., dt. 05.08.2013.
9. From the ENC, PR, Hyderabad Lr. No. Vig.III(6)/42925/2005, dt.14.11.2013.

ORDER:

In the reference 1st read above, Sri P. Yellamanda, former Deputy Executive Engineer, PRSD Suryapet, Nalgonda District, was placed under suspension, on the allegations of demand and acceptance of bribe from the complainant for doing official favour. The suspension of the individual was reviewed from time to time and in the reference 2nd read above, orders were issued reinstating the individual into service without prejudice to the disciplinary proceedings contemplated against him.

2. After examining the final report of D.G., ACB., Hyderabad, Sri P. Yellamanda, Dy. Executive Engineer, Panchayat Raj, Suryapet, Naglonda was placed on his defence before the Tribunal for Disciplinary Proceedings (TDP) to enquire into allegations of demand and acceptance of bribe etc, vide reference 3rd read above. In the reference 4th read above, the Chairman, Tribunal for Disciplinary Proceedings, Hyderabad, after conducting regular enquiry, submitted his report to the Government holding that the charge of demand and acceptance of bribe is established.

3. After examining the matter, in the reference 5th read above, orders were issued dismissing Sri P. Yellamanda, Dy. Executive Engineer, Panchayat Raj, Suryapet Sub-Division, Nalgonda District, from service, as the charge of demand and acceptance is held proved.

4. Aggrieved by the above orders, the individual has approached the Tribunal and the Hon'ble A.P.A.T. in its orders dt. 13.07.2012 in O.A.No.6509/2011 in the reference 6th read above, dismissed the O.A., stating that there is nothing arbitrary or illegal in the impugned order issued by the Government.

5. Aggrieved by the orders of Tribunal, the individual has filed W.P.No.36534/2012 and the Hon'ble High Court of A.P. in its orders dt. 24.04.2013 in W.P.No.36534/2012 in the reference 7th read above, has set aside the orders of A.P.A.T. and the dismissal order.

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6. In view of the orders of High Court of A.P., and after examining the matter, the individual Sri P. Yellamanda, former Dy.Executive Engineer, PRSD was reinstated into service, vide reference 8th read above.

7. In the reference 9th read above, the Engineer-in-Chief, Panchayat Raj, Hyderabad, while enclosing the representation of the individual, has requested the Govt. to issue necessary orders for regularization of suspension period from 07.07.2005 to 25.02.2007 and dismissal period from 11.08.2011 to 04.08.2013 in respect of Sri P. Yellamanda, former Dy.Executive Engineer, PRSD Suryapet of Nalgonda District and presently working as Dy. Executive Engineer, PR circle, Prakasam at Ongole (under G.O.610).

8. Government, after careful examination of the matter, have decided and hereby order that the period of suspension from 07.07.2005 to 25.02.2007 and also the period of dismissal from 11.08.2011 to 04.08.2013 shall be treated as "not on duty" under F.R. 54, in respect of Sri P. Yellamanda, former Dy.Executive Engineer, PRSD Suryapet of Nalgonda District and presently working as Dy. Executive Engineer, PR circle, Prakasam at Ongole, since the suspension and dismissal period was not wholly unjustified as prima facie, he was involved in a serious case of trap by the ACB.

9. The Engineer-in-Chief, Panchayat Raj, Hyderabad shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

J. RAYMOND PETER
PRINCIPAL SECREARY TO GOVERNMENT

To
The Engineer-in-Chief, Panchayat Raj, Hyderabad.
Sri P. Yellamanda, Dy.Executive Engineer, PR Circle Office, Prakasam at Ongole
Through the Engineer-in-Chief, Panchayat Raj, Hyderabad.

Copy to:
The Finance (FR.II) Department, for information.
SF/SC

//FORWARDED: BY ORDER//

SECTION OFFICER